

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Applicants : Paul J. Rudeck, Francis Benistat, and Kelly Hurley
Title : MODIFIED SOURCE/DRAIN RE-OXIDATION METHOD AND SYSTEM
Docket : MIO 0053 PA (98-0110)

BOX PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

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MAR 07 2002

Sir:

OFFICE OF PETITIONS

PETITION FOR FILING PATENT APPLICATION BY THE ASSIGNEE

Micron Technology, Inc. (Micron) hereby petitions the Director to accept the filing of the above-identified patent application pursuant to the provisions of 37 CFR §1.47(b). Micron is the assignee of this patent application by assignment from two of the three named inventors as evidenced by the attached assignment. Micron believes that the other named inventor, Francis Benistat, owes a duty to assign his rights to Micron as explained in further detail below. Enclosed is our check in the amount of \$130.00 for payment of the fee required by 37 CFR §1.17(i)

At the time the invention was conceived, Mr. Benistat was employed by Micron. Mr. Benistat subsequently left the employ of Micron on or about April 17, 1998. Efforts to contact Mr. Benistat to execute the papers required for filing this patent application by first-class mail at his last known address have been unsuccessful. Mr. Benistat's last known address is:

4555 Thornton Avenue #76

Boise, ID 94536

The current addresses for the signing inventors is as set forth in the attached Declaration.

As Mr. Benistat was employed by Micron at the time the invention was jointly conceived, Micron believes that the invention belongs to Micron and that Mr. Benistat has a duty to assign all of his rights in the invention, this patent application, and any patent or patents which issue thereon to Micron, and upon Micron's direction to execute this patent application. This is

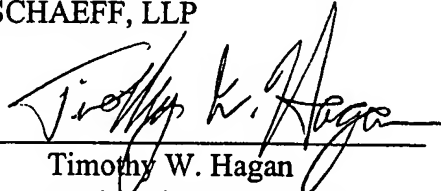
evidenced by the attached copy of Mr. Benistat's signed Assignment of Inventions and Rights Agreement.

Micron believes that it is entitled to file this application as agent for and on behalf of Mr. Benistat.

Respectfully submitted,

KILLWORTH, GOTTMAN, HAGAN
& SCHAEFF, LLP

By



Timothy W. Hagan

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